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E-Filed 12/15/09

9 UNITED STATES DISTRICT COURT

10 NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

12 YIELDBOOST TECH, INC.,

13 Plaintiff,

14 v.

15 PHOTON DYNAMICS, INC. AND
16 ORBOTECH, INC.,

17 Defendants.

No. C 09-03828 RS

**STIPULATED REQUEST FOR ORDER
CONTINUING CASE MANAGEMENT
CONFERENCE**

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19 Pursuant to Civil L.R. 6-2, Civil L.R. 7-12, and Civil L.R. 16-2(e), Defendants Photon
20 Dynamics, Inc. and Orbotech, Inc. and Plaintiff YieldBoost Tech, Inc. hereby file this stipulated
21 request that the case management conference set for December 16, 2009, at 2:30 p.m. be
22 continued to January 20, 2010, at 2:30 p.m.

23 A case management conference in this case has been set for December 16, 2009, at 2:30
24 p.m. *See* Order Setting Initial Case Management Conference and ADR Deadlines at 1 (Docket
25 No. 3); Clerk's Notice (Docket No. 30). As set forth in the accompanying declaration, a
26 scheduling conflict has arisen for lead trial counsel for Defendants between the case management
27 conference in this case and a case management conference in another case before this Court.
28 Based on Defendants' communications with the Court's staff, the Defendants understand that the

1 Court prefers to resolve this scheduling conflict by continuing the case management conference in
2 this case to January 20, 2010, at 2:30 p.m.

3 The parties thus respectfully request that the Court order the case management conference
4 be continued to January 20, 2010, at 2:30 p.m. The parties further stipulate that they shall file an
5 amended joint case management statement with an amended proposed schedule on or before
6 January 13, 2010.

7 Pursuant to General Order 45, Section X.B, I hereby attest that concurrence in the filing of
8 this stipulation has been obtained from Matthew J.M. Prebeg, counsel for Plaintiff.

9
10 DATED: December 15, 2009

Respectfully submitted,

11 QUINN EMANUEL URQUHART OLIVER &
12 HEDGES, LLP

13
14 By /s/ Claude M. Stern
15 Claude M. Stern
16 Attorneys for Defendants, Photon Dynamics, Inc.
and Orbotech, Inc.

17 DATED: December 15, 2009

GOLDSTEIN, FAUCETT & PREBEG, L.L.P.

18
19 By /s/ Matthew J.M. Prebeg
20 Matthew J.M. Prebeg
21 Attorneys for Plaintiff YieldBoost Tech, Inc.

22 PURSUANT TO STIPULATION, IT IS SO ORDERED,

23 DATED: December¹⁵, 2009

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26 Richard Seeborg
27 United States Magistrate Judge
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